



2615-#

PATENT
ATTORNEY DOCKET NO. 041465-5053-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Kaoru YAMAMOTO et al.

Application No.: 09/200,430

Filed: November 27, 1998

For: INFORMATION RECORD MEDIUM,
AND APPARATUS FOR AND METHOD
OF REPRODUCING THE SAME

Group Art Unit: 2615

Examiner: C. Onuaku

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JUN 07 2004

Technology Center 2600

Commissioner for Patents
U.S. Patent and Trademark Office
2011 South Clark Place
Customer Window
Crystal Plaza Two, Lobby, Room 1B03
Arlington, VA 22202

Sir:

AMENDMENT TRANSMITTAL FORM

1. Transmitted herewith is an Amendment responding to the Office Action dated January 2, 2004 (Paper No. 18).
2. Additional papers enclosed:
 - ☐ Drawings: ☐ Formal ☐ Informal (Correction)
 - ☐ Information Disclosure Statement
 - ☐ Form PTO-1449, references included
 - ☐ Citations
 - ☐ Declaration of Biological Deposit
 - ☐ Submission of "Sequence Listing", computer readable copy and/or amendment pertaining thereto for biotechnology invention containing nucleotide and/or amino acid sequence.

3. Extension of Time

The proceedings herein are for a patent application and the provisions of 37 C.F.R. § 1.136(a) apply.

☐ Applicant believes that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicant has inadvertently overlooked the need for a petition and fee for extension of time.

☒ Applicant petitions for an extension of time, the fees for which are set out in 37 CFR § 1.17(a), for the total number of months checked below:

<u>Total Months Requested</u>	<u>Fee for Extension</u>	<u>[Fee for Small Entity]</u>
<input type="checkbox"/> one month	\$ 110.00	\$ 55.00
<input checked="" type="checkbox"/> two months	\$ 420.00	\$210.00
<input type="checkbox"/> three months	\$ 950.00	\$475.00
<input type="checkbox"/> four months	\$1,480.00	\$740.00

Extension of time fee due with this request: \$ 420.00

If an additional extension of time is required, please consider this a Petition therefor.

4. Constructive Petition

☒ **EXCEPT** for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a **CONSTRUCTIVE PETITION FOR EXTENSION OF TIME** in accordance with 37 C.F.R. § 1.136(a)(3).

5. Fee Calculation (37 C.F.R. §1.16)

CLAIMS AS AMENDED						
	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees
Total Claims (37 C.F.R. §1.16(c))	23	minus	23	0	x \$18 each=	+ \$
Independent Claims (37 C.F.R. §1.16(b))	11	minus	11	0	x \$18 each=	+ \$
[] First presentation of Multiple dependent claim(s)					\$290.00	+ \$
SUB-TOTAL =						\$
Reduction by ½ for filing by a small entity						- \$
TOTAL FEE =						\$ 0

6. Fee Payment


- ☐ No fee is to be paid at this time.
- ☒ The Commissioner is hereby authorized to charge **\$420.00** to Deposit Account No. 50-0310 for the two-month extension of time fee.
- ☒ The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 CFR §§ 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.

Respectfully submitted,

MORGAN, LEWIS & BOCKIUS LLP

Dated: June 2, 2004

By:


Paul A. Fournier
Reg. No. 41,023

CUSTOMER NO. 009629
MORGAN, LEWIS & BOCKIUS LLP
1111 Pennsylvania Avenue, N.W.
Washington, D.C. 20004
Telephone: 202-739-3000
Facsimile: (202) 739-3001



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6-5-04

PATENT

ATTORNEY DOCKET NO. 041465-5053-01

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

AKP
6/9/04

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Sir:

AMENDMENT

In response to the Office Action dated January 2, 2004 (Paper No. 18), the period for response to which extends through June 2, 2004, by the enclosed request for a two-month extension of time and corresponding fee payment, please amend the above-identified application as follows:

06/04/2004 WABDELRI 00000134 500310 09200430
01 FC:1252 420.00 DA